

AN ORDINANCE      **9 8 7 3 3**

**AUTHORIZING PAYMENT IN THE AMOUNT OF \$95,000.00 FOR  
THE FULL AND FINAL SETTLEMENT OF THE CLAIM FILED  
BY DIANE MACKEL WITH THE CITY OF SAN ANTONIO.**

\* \* \* \* \*

**WHEREAS**, Diane MacKeil was the driver of a vehicle involved in a traffic accident on December 18, 2001 involving a City vehicle; and

**WHEREAS**, Ms. MacKeil was injured in the accident and has filed a claim for damages against the City of San Antonio; and

**WHEREAS**, Ms. MacKeil and the City of San Antonio have negotiated a proposed settlement of the claim for damages, and the City Council has been briefed on legal issues relating to this claim and proposed settlement in an executive session; and

**WHEREAS**, the proposed settlement is reasonable and settlement of the claim filed by Ms. MacKeil without any admission of liability is in the best interest of the City; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City Manager is authorized and directed to execute the proposed settlement agreement and all related documents, and payment in the amount of \$95,000.00 is hereby authorized in full and final settlement from 75-001000, Insurance Reserve Fund, Index Code 690529, entitled Cambridge Claims, for the full and final release of the claim filed by Diane MacKeil with the City of San Antonio.

**SECTION 2.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director, may subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 3.** This ordinance shall be effective immediately upon passage by eight affirmative votes.

**PASSED and APPROVED** this 29<sup>th</sup> day of January, 2004.

  
M A Y O R

EDWARD D. GARZA

ATTEST: 

City Clerk

APPROVED AS TO FORM: 

City Attorney